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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/052,705	
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	First Named Inventor	Stephen F. Gass	
	Art Unit	3724	
	Examiner Name	Ghassem Alie	
Total Number of Pages in This Submission	5	Attorney Docket Number	SDT 321

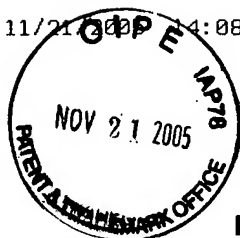
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Firm Name	SD3, LLC		
Signature			
Printed name	David A. Fanning		
Date	November 21, 2005	Reg. No.	33,233

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Date: November 21, 2005

STEPHEN F. GASS and DAVID A. FANNING

Serial No.: 10/052,705

Examiner Ghassem Allie

Filed: January 16, 2002

Group Art Unit 3724

For: **TABLE SAW WITH IMPROVED SAFETY SYSTEM**

Commissioner for Patents
Attention: Ghassem Allie
Group Art Unit 3724
P.O. Box 1450
Alexandria, Virginia 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE
AND COMMENTS ON AN INTERVIEW SUMMARY

Applicant received a Notice of Allowance mailed August 24, 2005 for the above-identified patent application. In the Notice, the Examiner allowed claims 1 and 4-14. Applicant agrees with the Examiner's conclusion regarding the patentability of the claims without necessarily agreeing with or acquiescing in the Examiner's other statements. Applicant believes the claims are allowable because the cited references fail to disclose, teach or suggest the subject matter recited in the claims.

Applicant points out that Tannewitz fails to disclose a brake system adapted to be raised and lowered with a blade, and applicant expressly disagrees with the Examiner's comments to the extent those comments are interpreted otherwise. In Tannewitz, brake shoe 12 is supported by arm 11, and arm 11 is supported on shaft 3. Shaft 3 is part of the mechanism used to raise and lower the blade. Shaft 3 includes a pinion 27 that meshes with a gear 28 on a screw 29, and screw 29 is supported by lug 30 on frame 17. When a user turns shaft 3, a slide 26 moves up or down on screw 29.

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Slide 26 supports the motor and blade, and as a result, the motor and blade move up or down when the slide moves up or down. Shaft 3, arm 11 and brake shoe 12, however, do not move up or down because screw 29 does not move up and down; rather, slide 26 moves up and down on screw 29. This is evident from the fact that the opening in the cabinet through which shaft 3 extends does not allow the shaft to move up or down, as shown in Figure 1. Thus, brake shoe 12 remains stationary as blade 5 moves up and down. When the blade is lowered, brake shoe 12 will be adjacent the perimeter of the blade. When the blade is elevated, as shown in Figure 1, the brake shoe is near the arbor. Brake shoe 12 is arched, as shown in Figure 1, so that it may match the perimeter of the blade when the blade is lowered, and curve around the arbor when the blade is elevated. Thus, Tannewitz does not show a brake system configured to raise and lower with the cutter.

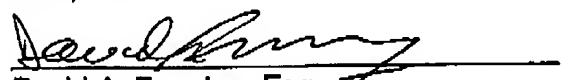
The Examiner summarized an interview by saying applicant's representative said there was no application or recent patent with claims that affect the patentability of the claims in the instant invention. Applicant's representative actually said he was not aware of any issues with other applications that affect patentability.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to: (571) 273-2885 on November 21, 2005.


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Respectfully submitted,
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